

REMARKS

Claims 55-93 are pending and stand rejected. Claims 55, 78 and 80 are independent. Claims 1-54 were cancelled without prejudice.

Re-opening of Prosecution

The Examiner's Answer dated September 15, 2009 designated "New Grounds of Rejection" in addition to the "Final Grounds of Rejection." Accordingly, pursuant to 37 C.F.R. §41.39(b)(1), Applicant hereby requests that prosecution be reopened with the attached amendment.

Amendments

In response to the new ground of rejection of claims 80-93 under 35 U.S.C. § 101, with which Applicant does not necessarily agree, Applicant has amended claim 80 to clarify that the recited method steps are performed by and tied to "a computing device." It is believed this amendment overcomes the outstanding non-statutory subject matter rejection of claims 80-93. Withdrawal of this ground of rejection is respectfully requested.

The Final Grounds of Rejection


Regarding the Final Grounds of Rejection, Applicant respectfully maintains that they are improper and should be withdrawn. Since Applicant's position has been fully briefed in the papers submitted to the Board, Applicant respectfully refers the Examiner to the remarks and arguments presented in those papers as if they are incorporated herein.

Conclusion

In view of the above, each of the claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue.

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Respectfully submitted,

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